IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6179 OF 2001

Mr.Maruti Baburao Vedpathak ..Petitioner

V/S.

Mr.Vitthal Sambhaji Cholkhe ..Respondent

Mr.S.N.Chandrachud for the Petitioner.

None for the Respondent.

Coram : V.C.Daga, J

Dated : 15th September,2006

P.C. :

Petition is pending for admission. In the month of April, 2002 a notice was issued to respondent and in the mean time ad-interim relief in terms of prayer clause(c) was granted. Till today service is incomplete, inspite of grant of time by this Court from time to time. In view thereof ad-interim relief operating against respondent stands vacated.

Petitioner is directed to serve on unserved respondent within four weeks from today. If necessary, by additional service by R.P.A.D.through is permitted. Failure to serve unserved respondents writ petition shall stand automatically dismissed with no order as to costs.

(V.C.DAGA,J.)